

Application No. 10/720,442
Reply to Office Action
November 15, 2004

REMARKS

The Abstract has been amended so that the formula designations are consistent with the text at pages 3 and 4 of the specification. The rejection of claims 8-14 under 35 U.S.C. §112, first paragraph for alleged failure to satisfy the description requirement is believed overcome by this amendment. The assistance of the Examiner in pointing out this clerical inconsistency is acknowledged with appreciation. A similar clerical error appearing on page 6 of the specification is also being corrected by this amendment.

The rejection of claim 8-14 under 35 U.S.C. §112, first paragraph, for alleged lack of enablement is respectfully traversed. The specification specifically teaches in the next to last paragraph on page 13 that the claimed indeno[2,1-f] chromene compounds can be produced analogously to the known procedure described in published European patent application no. EP 987,260 using benzoyl-substituted heterocycles as starting materials. A detailed working example of such a synthesis procedure is then given in Example 9, on pages 18 through 21 of the specification. Based on this detailed disclosure, it would be readily possible for a person of ordinary skill in the synthesis of photochromic compounds to prepare the claimed compounds. Accordingly, reconsideration and withdrawal of the rejection are respectfully requested.

The double patenting rejection of claim 12 has been rendered moot by cancellation of the involved claim.

In view of the foregoing amendments and remarks, the application is respectfully submitted to be in condition for allowance, and prompt, favorable action thereon is earnestly solicited.

If there are any questions regarding this amendment or the application in general, a telephone call to the undersigned at (202) 624-2845 would be appreciated since this should expedite the prosecution of the application for all concerned.

If necessary to effect a timely response, this paper should be considered as a petition for an Extension of Time sufficient to effect a timely response, and please

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charge any deficiency in fees or credit any overpayments to Deposit Account No. 05-1323 (Docket #100341.50011D1).

Respectfully submitted,

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